

City of Round Rock  
Regular City Council Meeting  
February 25, 2010

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The Round Rock City Council met in Regular Session on Thursday, February 25, 2010, in the City Council Chamber, 221 E. Main Street.

[CALL SESSION TO ORDER - 7:00 P.M.](#)

Mayor McGraw called the meeting to order at 7:03 p.m.

[ROLL CALL](#)

Those members present were Mayor Alan McGraw, Councilmember Rufus Honeycutt, Councilmember George White, Mayor Pro-Tem Joe Clifford, Councilmember Carlos Salinas, Councilmember John Moman, and Councilmember Kris Whitfield. Also present were City Manager Jim Nuse, Assistant City Manager Cindy Demers and City Attorney Steve Sheets.

[PLEDGE OF ALLEGIANCE:](#)

Mayor McGraw led the following Pledges of Allegiance:

3A. United States Flag

3B. Texas State Flag

[CITIZEN COMMUNICATION](#)

Steven Kasey, 8321 Cambridge Drive, Austin spoke to the Council regarding the City ordinance that prohibits campaign signs on city property.

Kathy Kincaid, spoke to the Council regarding the Round Rock Area Arts Council's Imagine event located at the Round Rock Higher Education Center.

[PROCLAMATIONS:](#)

[5A. Consider proclaiming February 22-26, 2010 as "Sertoma Freedom Week."](#)

Mayor McGraw read the following proclamation and presented it to Marvin Felux and Sherry Taylor from the Round Rock Sertoma Club:

WHEREAS, we believe man was endowed by his Creator with certain inalienable rights, and among those rights is - freedom; and

WHEREAS, Sertoma International, a civic organization with the motto "Service to Mankind" adopted an annual "Freedom Week" during National Heritage Month dedicated to the reaffirmation of the values and responsibilities of man in a free society; and

WHEREAS, the Round Rock Sertoma Club will carry out special Bill of Rights activities at Round Rock Independent School District elementary schools during Freedom Week; and

WHEREAS, it seems proper and fitting to bestow official recognition to this patriotic movement; NOW, THEREFORE, I, Alan McGraw, Mayor of the City of Round Rock, do hereby proclaim the week of February 22-26, 2010 as

"SERTOMA FREEDOM WEEK"

in the City of Round Rock and urge all citizens to support the objectives of the Sertoma Club and of Freedom Week.

PROCLAIMED this 25th day of February 2010.

[5B. Consider proclaiming March 6, 2010 as the Annual Daffodil Festival.](#)

Mayor McGraw read the following proclamation and presented it to Alicia Carlile and other members of the Round Rock Sr. Citizen Foundation:

WHEREAS, due to the hard work of the Round Rock Senior Citizens Foundation, the City of Round Rock is now considered the “Daffodil Capital of Texas”; and

WHEREAS, the goal of the Round Rock Senior Citizens Foundation is to turn Round Rock into a sea of daffodils; and

WHEREAS, the daffodils will serve as a beacon to the Round Rock community and social environment for senior citizens; and

WHEREAS, every grassy spot in front of businesses, offices, and throughout the City will have daffodils welcoming spring and everyone to the 14th Annual Daffodil Festival; and

WHEREAS, the Daffodil Festival will have entertainment, games, shopping, foods, arts and crafts, an auction and raffle for everyone of all ages; and

NOW, THEREFORE, I, Alan McGraw, Mayor of the City of Round Rock, Texas, do hereby proclaim March 6, 2010 as the

“15th ANNUAL DAFFODIL FESTIVAL”

in the City of Round Rock and urge everyone to come out to the Allen R. Baca Center on March 6 from 9:00 a.m. to 4:00 p.m. to join the Round Rock Senior Citizens Foundation in celebrating this joyful occasion.

PROCLAIMED this 25th day of February 2010.

CONSENT AGENDA:

All items listed with an asterisk (\*) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Council member in which event the item will be removed from the consent agenda and considered in its normal sequence on the regular agenda.

\*7A. Consider approval of the City Council minutes for February 11, 2010.

\*9A1. Consider an ordinance authorizing a temporary 30-mph construction speed zone on Red Bud Lane from U.S. 79 to Country Drive. (Second Reading)

\*9A2. Consider an ordinance designating the intersection of Gattis School Road and Windy Park Drive as a Four-Way Stop intersection. (Second Reading)

Mayor McGraw requested that Item 9A2 be pulled from the Consent Agenda to allow Council to ask questions of staff.

MOTION: Councilmember Whitfield moved to approve the consent agenda. Councilmember Honeycutt seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor McGraw Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield
	Nays:	None
	Absent:	None

ACTION: The motion carried unanimously.

APPROVAL OF MINUTES:

\*7A. Consider approval of the City Council minutes for February 11, 2010.

This item was approved under the consent agenda.

Mayor McGraw went out of the regular order of the agenda to consider the following item:

ORDINANCES:

\*9A2. Consider an ordinance designating the intersection of Gattis School Road and Windy Park

Drive as a Four-Way Stop intersection. (Second Reading) Tom Word, Chief of Public Works Operations

made the staff presentation.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING THE TRAFFIC CODE BY DESIGNATING THE INTERSECTION OF GATTIS SCHOOL ROAD AND WINDY PARK DRIVE AS AN ALL-WAY STOP INTERSECTION; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

MOTION: Councilmember Honeycutt moved to approve the ordinance. Councilmember Salinas seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor McGraw Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield
	Nays:	None
	Absent:	None

ACTION: The motion carried unanimously.

Mayor McGraw resumed the regular order of the agenda.

PRESENTATIONS:

8A1. Consider a presentation regarding the financial status of the City. Cheryl Delaney,

Finance Director made the staff presentation.

8B1. Consider a presentation regarding the UASI Urban Area Working Group's (UAWG)

approval of UASI FY2010 grant funding for an Emergency Planner FTE or Contractor for 36 months. Brad

Bradford, Emergency Management Coordinator made the staff presentation.

8C1. Consider a presentation and discussion regarding the Heritage Trail. David Buzzell with

the Parks and Recreation Department made the staff presentation.

8D1. Consider a presentation regarding the Kenney Fort Boulevard (Arterial "A") Traffic

Impact Fee Analysis. Tom Word, Chief of Public Works made the staff presentation.

[8D2. Consider a presentation regarding the final payment to the Texas Department of Transportation for the Advance Funding Agreement for the US 79 Gap Project; west of A.W. Grimes Boulevard \(FM 1460\) to County Road 195.](#) Tom Word, Chief of Public Works Operations made the staff presentation.

ORDINANCES:

\*9A1. Consider an ordinance authorizing a temporary 30-mph construction speed zone on Red Bud Lane from U.S. 79 to Country Drive. (Second Reading) This item was approved under the consent agenda.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 9, SECTION 9.504, CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS, ADOPTING A TEMPORARY CONSTRUCTION SPEED ZONE FOR A PORTION OF RED BUD LANE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

[9B1. Consider an ordinance establishing regulations for controlling the introduction of pollutants into the Municipal Separate Storm Sewer System \(First Reading\) \(Requires Two Readings\)](#)

Danny Halden, City Engineer, made the staff presentation.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 10, CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS BY ADDING SECTION 10.1100, ESTABLISHING REGULATIONS FOR CONTROLLING THE INTRODUCTION OF POLLUTANTS INTO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) OR CONVEYANCES; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

MOTION: Councilmember Salinas moved to approve the ordinance. Councilmember Whitfield seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor McGraw Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield
	Nays:	None
	Absent:	None

ACTION: The motion carried unanimously.

[9C1. Consider an ordinance amending the Human Resources Policies and Procedures Manual by amending Sections 4.05 Sick Leave, 4.06 Family and Medical Leave Act \(FMLA\), Section 4.07 Emergency Leave and by adding Section 4.11 Catastrophic Leave Pool. \(First Reading\)](#) Teresa Bledsoe, Human Resources Director made the staff presentation.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING SECTIONS 4.05 SICK LEAVE, 4.06 FAMILY AND MEDICAL LEAVE ACT (FMLA) AND 4.07 EMERGENCY LEAVE OF THE HUMAN RESOURCES POLICIES AND PROCEDURES MANUAL AND ADDING SECTION 4.11 CATASTROPHIC LEAVE POOL; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

MOTION: Councilmember Honeycutt moved to approve the ordinance. Councilmember White seconded the motion.

VOTE:      Ayes:      Mayor McGraw  
                                 Councilmember Honeycutt  
                                 Councilmember White  
                                 Mayor Pro-Tem Clifford  
                                 Councilmember Salinas  
                                 Councilmember Moman  
                                 Councilmember Whitfield  
                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

MOTION: Mayor Pro-Tem Clifford moved to dispense with second reading with the unanimous consent of the Council and adopt the ordinance. Councilmember Whitfield seconded the motion.

VOTE:      Ayes:      Mayor McGraw  
                                 Councilmember Honeycutt  
                                 Councilmember White  
                                 Mayor Pro-Tem Clifford  
                                 Councilmember Salinas  
                                 Councilmember Moman  
                                 Councilmember Whitfield  
                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[9D1. Consider an ordinance adopting the Law Enforcement Fund Budget for FY2009-2010.](#)

[\(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING A BUDGET FOR THE LAW ENFORCEMENT FUND FOR THE 2009-2010 FISCAL YEAR.

MOTION: Councilmember White moved to approve the ordinance. Councilmember Honeycutt seconded the motion.

VOTE:      Ayes:      Mayor McGraw  
                                 Councilmember Honeycutt  
                                 Councilmember White  
                                 Mayor Pro-Tem Clifford  
                                 Councilmember Salinas  
                                 Councilmember Moman  
                                 Councilmember Whitfield  
                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

RESOLUTIONS:

[10A1. Consider a resolution authorizing the Mayor to execute a Lease Agreement with the Round Rock Area Arts Council for space at the City’s Business Center Complex, 231 E. Main Street.](#)

Cheryl Delaney, Finance Director made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Councilmember Moman seconded the motion.

VOTE:      Ayes:      Mayor McGraw  
                                 Councilmember Honeycutt  
                                 Councilmember White  
                                 Mayor Pro-Tem Clifford  
                                 Councilmember Salinas  
                                 Councilmember Moman  
                                 Councilmember Whitfield  
                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[10B1. Consider a resolution authorizing the Mayor to execute a Contract for Sale with Jimmy Nassour for the purchase of 43.0538 acres \(Cypress Semi-Conductor tract\).](#) Steve Sheets, City Attorney made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Councilmember White seconded the motion.

VOTE:      Ayes:      Mayor McGraw  
                                 Councilmember Honeycutt  
                                 Councilmember White  
                                 Mayor Pro-Tem Clifford  
                                 Councilmember Salinas  
                                 Councilmember Moman  
                                 Councilmember Whitfield  
                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[10C1. Consider a resolution authorizing the Mayor to execute Supplemental Agreement No. 1 with Holmes Murphy and Associates for renewal of employee benefit consulting services.](#) Teresa

Bledsoe, Human Resources Director made the staff presentation.

MOTION: Mayor Pro-Tem Clifford moved to approve the resolution. Councilmember Whitfield seconded the motion.

VOTE:      Ayes:      Mayor McGraw  
                                 Councilmember Honeycutt  
                                 Councilmember White  
                                 Mayor Pro-Tem Clifford  
                                 Councilmember Salinas  
                                 Councilmember Moman  
                                 Councilmember Whitfield  
                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[10D1. Consider a resolution authorizing the Mayor to execute a Byrne Justice Assistance grant application for a Small Unmanned Ground Vehicle \(SUGV\) and six surveillance camera systems.](#)

Captain Alain Babin made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Mayor Pro-Tem Clifford seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor McGraw Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield
	Nays:	None
	Absent:	None

ACTION: The motion carried unanimously.

[10E1. Consider a resolution authorizing the Mayor to execute a Real Estate Contract with Dain Jay Johnson for the purchase of 0.287 acres located at 307 W. Main Street.](#) Steve Sheets, City

Attorney made the staff presentation.

MOTION: Councilmember Honeycutt moved to approve the resolution. Mayor Pro-Tem Clifford seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor McGraw Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield
	Nays:	None
	Absent:	None

ACTION: The motion carried unanimously.

[10F1. Consider a resolution authorizing the Mayor to execute the Fourth Amendment to the Development Agreement with NNP - Teravista L.P.](#) Jim Stendebach, Planning and Community

Development Director made the staff presentation.

MOTION: Councilmember Whitfield moved to approve the resolution. Councilmember Honeycutt seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor McGraw Councilmember Honeycutt Councilmember White Mayor Pro-Tem Clifford Councilmember Salinas Councilmember Moman Councilmember Whitfield
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Nays: None  
Absent: None

ACTION: The motion carried unanimously.

[10F2. Consider a resolution designating a tract of land owned by Travis Johnson as a Non-Recorded subdivision entitled to be developed under modified regulations.](#) Jim Stendebach, Planning and Community Development Director made the staff presentation.

MOTION: Councilmember White moved to approve the resolution. Councilmember Moman seconded the motion.

VOTE: Ayes: Mayor McGraw  
Councilmember Honeycutt  
Councilmember White  
Mayor Pro-Tem Clifford  
Councilmember Salinas  
Councilmember Moman  
Councilmember Whitfield  
Nays: None  
Absent: None

ACTION: The motion carried unanimously.

[COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST](#)

EXECUTIVE SESSION:

[12A. Consider Executive Session as authorized by §551.087, Government Code, to discuss or deliberate the offer of a financial or other incentive to a business prospect seeking to stay or expand within the city limits of Round Rock.](#)

The City Council recessed into Executive Session. Mayor McGraw called the Executive Session to order at 8:52 p.m. and adjourned it at 9:07 p.m.

[ADJOURNMENT](#)

There being no further business, the meeting adjourned at 9:07 p.m.

Respectfully Submitted,

Sara L. White, City Secretary